

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JAN 19 2016

JULIA S. DUDLEY, CLERK
BY: 
DEPUTY CLERK

THOMAS WESSON,) Civil Action No. 7:15-cv-00659
Petitioner,)
)
v.) ORDER
)
UNITED STATES OF AMERICA,) By: Hon. Jackson L. Kiser
Respondent.) Senior United States District Judge

Thomas Wesson, a federal prisoner proceeding pro se, filed a petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2241. Petitioner now requests that I permit him to voluntarily dismiss this action without prejudice. Federal Rule of Civil Procedure 41(a)(1)(A)(i) allows a petitioner to voluntarily dismiss an action without a court order by filing a notice of dismissal before the opposing party serves an answer or motion for summary judgment. Respondent has not yet filed a response, but inasmuch as Petitioner asks me to grant his motion to voluntarily dismiss, it is hereby

ORDERED

that Petitioner's motion for voluntary dismissal is **GRANTED**; all pending motions are **DENIED as moot**; the case is **DISMISSED without prejudice**; and the action is **STRICKEN** from the active docket of the court.

The Clerk shall send a copy of this Order to Petitioner.

ENTER: This 19th day of January, 2016.


Jackson L. Kiser
Senior United States District Judge